IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE KURIAN JOSEPH

WEDNESDAY, THE 18TH JULY 2007 / 27TH ASHADHA 1929

WP(C).No. 34297 of 2004(G)

PETITIONER:

SIVANKUTTY. E.V., ERAKKUZHY MURUPPAL,
V.KOTTAYAM, PATHANAMTHITTA DISTRICT.

BY ADV. SRI.BABU CHERUKARA
SRI.THOMAS P.OOMMEN

RESPONDENTS:
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1. STATE OF KERALA, REPRESENTED BY THE SECRETARY TO REVENUE DEPARTMENT, SECRETARIAT, TRIVANDRUM.

2. THE DISTRICT COLLECTOR, PATHANAMTHITTA.

3. THE TAHSILDAR, KOZHENCHERRY TALUK, PATHANAMTHITTA.

4. MR. JAYANADHAN NAIR, MAMPARA PADINJATTETHIL, V.KOTTAYAM, PATHANAMTHITTA DISTRICT.

5. MR. KUNJU NAIR, DO. DO.

BY ADV. SRI.VAKKOM N.VIJAYAN R4 AND R5
SMT.VINITHA PRASANNAN
SRI.P.ANIYAN
SMT.RAGAM.K.P.
GOVERNMENT PLEADER SMT. K.R.DEEPA

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 18/07/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

WP(C) NO: 34297/2004

APPENDIX

PETITIONER'S EXHIBITS

EXT.P1. COPY OF THE DOCUMENT NO. 3275/85 DT. 21/10/85 IN THE NAME OF THE PETITIONER AND HIS WIFE RAKTNAMMA.

EXT.P2. COPY OF THE PETITIOND T. 3/6/99 FILED BY PETITIONER BEFORE THE VILLAGE OFFICER V. KOTTAYAM.

EX.T.P3. COPY OF THE MASS PETITION TOT HE DIST. COLLECTOR PATHANAMTHITTA DT. 4/5/02.

EXT.P4. COPY OF THE PETITION DT. 14/6/02 TO THE DIST. COLLECTOR, PATHANAMTHITTA BY THE PETITIONER'S WIFE.

EXT.P5. COPY OF THE PETITION DT. 19/10/2004 BY THE PETITIONER BEFORE THE DIST. COLLECTOR, PATHANAMTHITTA.

RESPONDENT'S EXHIBITS

NIL.

True copy

tga

KURIAN JOSEPH, J.

W.P. (C). NO. 34297 OF 2004

Dated this the 18th day of July, 2007.

J U D G M E N T

This writ petition is filed with the following prayer:

> a) Issue a writ of mandamus or any other appropriate writ or order compelling the respondents 1 to 3 to take steps to stop unauthorised quarrying conducted by the respondents 4 & 5 and their men at Nedumpara lying in Re.Sy.No. 44/1 Block No. 31 of v.Kottayam village, Kozhencherry Taluk, Pathanamthitta District.

2. It is seen from the counter affidavit that necessary steps have already been taken. In case the petitioner has still any grievance left, he may approach the second respondent, in which case, appropriate prompt action in the matter will be taken by the second respondent, in accordance with law.

This writ petition is disposed of as above.

KURIAN JOSEPH, JUDGE.

smp